

REMARKS

Claims 1-24 are pending in this application. In the Office Action, claims 1-18 are rejected under 35 U.S.C. § 112, second paragraph, as allegedly being indefinite; and claims 1-24 are rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by U.S. Patent No. 6,400,943 (Montoya). By this amendment, Applicant has amended claims 1, 3, 6, 9-14, 16, and 18. No new matter is believed added. Reconsideration in view of the following remarks is respectfully requested.

I. REJECTION OF CLAIMS 1-18 UNDER 35 U.S.C. § 112

Claims 1-18 are rejected under 35 U.S.C. § 112, second paragraph, as allegedly being indefinite. In particular, the Office alleges that use of the term "object" in claims 1, 6, 9, 12, and 18 is indefinite. During the telephone interview, Applicant's representative discussed several locations in the application in which the term "object" is defined. The Examiner maintained that use of the term is indefinite.

With regard to claim 1, the Office alleges that an "electronic purchase" cannot comprise an "object." Applicant respectfully disagrees with this conclusion, in light of common usage of the term in the art and the definition of the term in the specification. However, in order to further prosecution of the Application, Applicant has herein amended claims 1 and 3 to replace the term "object" with the term "electronic purchase." As a result, Applicant respectfully requests withdrawal of this rejection.

With regard to claim 6, the Office alleges that a "login event" cannot comprise an "object." Applicant respectfully disagrees with this conclusion, in light of common usage of the

term in the art and the definition of the term in the specification. However, in order to further prosecution of the Application, Applicant has herein amended claim 6 to replace the term "object" with the term "login event." As a result, Applicant respectfully requests withdrawal of this rejection.

With regard to claims 9, 12 and 18, the Office alleges that an "object" cannot comprise a "login event" or an "electronic purchase." Applicant respectfully disagrees with this conclusion, in light of common usage of the term in the art and the definition of the term in the specification. However, in order to further prosecution of the Application, Applicant has herein amended claims 9-18 to further clarify "object" as a "data object." A "data object" is commonly understood to comprise a set of electronic data. As a result, Applicant respectfully requests withdrawal of this rejection.

The Office further alleges that claim 9 includes no antecedent basis for "the Internet." During the telephone interview, the Examiner agreed that use of "the Internet" is proper. As a result, Applicant respectfully requests withdrawal of this rejection.

II. REJECTION OF CLAIMS 1-24 UNDER 35 U.S.C. § 102

Claims 1-24 are rejected under 35 U.S.C. § 102(e) as allegedly being anticipated by Montoya. During the telephone interview, Applicant's representative stated that Montoya does not teach the use of an identifier that includes time and location information. The Examiner maintained that Montoya anticipated the claimed invention. As a result, no agreement was reached.

Applicant reiterates that this rejection is defective because Montoya fails to teach or suggest each and every feature of the claims as required by 35 U.S.C. § 102. In particular, Montoya does not teach or suggest an identifier that includes location and time information as in the claimed invention. The Office again cites the location code of Montoya as anticipating the claimed identifier. In response to Applicant's previous arguments, the Office states that "[s]ince the location identifier (sic) recited in column 4, line 38 of Montoya contains location and time information, the location identifier (sic) recited in column 4, line 38 of Montoya reads on the claimed object identifier." Applicant respectfully submits that this conclusion fails to address the arguments previously presented by Applicant. "Where the applicant traverses any rejection, the examiner should, if he or she repeats the rejection, take note of the applicant's argument and answer the substance of it." MPEP § 707.07(f).

In particular, Applicant again respectfully submits that the location code of Montoya is not analogous to the identifier of the claimed invention. An identifier, by definition, is used to identify an associated object (i.e., data about a computer hardware device, the computer hardware device, a network login, and/or an electronic commerce purchase). In computing, identifiers are used in "sorting, searching, indexing, storing and cataloging information regarding such objects." Application, p. 1, lines 13-15. In maintaining the rejection, the Office ignores the fact that Montoya's location code is not used in any manner to identify the mobile unit.

In fact, Montoya teaches the use of an identification code and a location code. As is implied by the respective names, the identification code is used to identify the mobile unit, while the location code is used to determine the location of the mobile unit. Montoya does not include any discussion of using the location code to identify the mobile unit. In fact, Montoya expressly

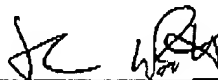
states that the identification code is used for this purpose. Montoya is devoid of any discussion regarding the content of the identification code. Consequently, Montoya does not expressly teach that the identification code includes time and location information. By including a separate location code, Montoya at least implicitly teaches that the time and location information is not included in the identification code. In sharp contrast, the identifier of the claimed invention includes time and location information. Inclusion of the time and location information, among other things, helps assure that unique identifiers are generated.

As a result, Applicant respectfully submits that neither the location code nor the identification code of Montoya teach or suggest the identifier of the claimed invention. Consequently, Applicant respectfully requests withdrawal of this rejection.

III. CONCLUSION

In light of the above, Applicant respectfully submits that all claims are in condition for allowance. Should the Examiner require anything further to place the application in better condition for allowance, the Examiner is invited to contact Applicant's undersigned representative at the number listed below.

Respectfully submitted,



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